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7       UNITED STATES DISTRICT COURT FOR THE  
8       WESTERN DISTRICT OF WASHINGTON  
9       AT SEATTLE

10      UNITED STATES OF AMERICA,

11                  Plaintiff,

12                  v.

13      ALEX CHIEU NGUYEN,

14                  Defendant.

15                  NO. CR21-182-RSL

16                  **ORDER OF FORFEITURE**

17  
18      THIS MATTER comes before the Court on the United States' Motion for Order of  
19 Forfeiture ("Motion") seeking to forfeit, to the United States, Defendant Alex Chieu  
20 Nguyen's interest in the following property:

21      A judgment for a sum of money in the amount of at least \$148,017.40,  
22 representing the proceeds Defendant Alex Chieu Nguyen obtained as a result of  
23 Wire Fraud, in violation of 18 U.S.C. § 1343.

24      Defendant has acknowledged that the forfeited sum is separate and distinct from the  
25 restitution ordered in this case. The United States has agreed, however, to ask the  
26 Attorney General to apply any amounts it collects toward satisfaction of the forfeited sum  
27 to the restitution that is ordered. The United States has further agreed that any amount  
28 Defendant pays toward restitution will be credited against the forfeited sum.

1       The Court, having reviewed the United States' Motion, as well as the other papers  
2 and pleadings filed in this matter, hereby FINDS an Order of Forfeiture is appropriate for  
3 the following reasons:

- 4             • The proceeds of Wire Fraud, in violation of 18 U.S.C. § 1343, are  
5 forfeitable pursuant to 18 U.S.C. § 981(a)(1)(C), by way of 28 U.S.C.  
6 § 2461(c);  
7             • In his Plea Agreement, Defendant agreed to forfeit, pursuant to 18 U.S.C.  
8 § 981(a)(1)(C), by way of 28 U.S.C. § 2461(c), the above-identified  
9 judgment for a sum of money, as it represents the proceeds he obtained as a  
10 result of such offense, Dkt. No. 23, ¶ 13; and,  
11             • This sum of money is personal to the Defendant; pursuant to Federal Rule  
12 of Criminal Procedure ("Fed. R. Crim. P.") 32.2(c)(1), no third-party  
13 ancillary process is required before forfeiting it.

14           NOW, THEREFORE, THE COURT ORDERS:  
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16           1. Pursuant to 18 U.S.C. § 981(a)(1)(C), by way of 28 U.S.C. § 2461(c), and  
17 his Plea Agreement, Defendant's interest in the above-identified judgment for a sum of  
18 money is fully and finally forfeited, in its entirety, to the United States;

19           2. Pursuant to Fed. R. Crim. P. 32.2(b)(4)(A)–(B), this Order will become  
20 final as to the Defendant at the time he is sentenced; it will be made part of the sentence;  
21 and it will be included in the judgment;

22           3. No right, title, or interest in this sum of money exists in any party other  
23 than the United States;

24           4. Pursuant to Fed. R. Crim. P. 32.2(e), in order to satisfy this sum of money,  
25 in whole or in part, the United States may move to amend this Order, at any time, to  
26 include substitute property having a value not to exceed this sum of money; and,

27           //  
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5. The Court will retain jurisdiction in this case for the purpose of enforcing this Order, as necessary.

IT IS SO ORDERED.

DATED this 5th day of July, 2022.

Mrs Casnik

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THE HON. ROBERT S. LASNIK  
UNITED STATES DISTRICT JUDGE

## Presented by:

/s/ *Jehiel I. Baer*

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